

13049 U.S. PTO
08/28/03

Express Mail Label Number EU883064198US

Practitioner's Docket No. 2001DE313/D

PATENT

Preliminary Classification:
Proposed Class:
Subclass:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

00746 U.S. PTO
10/650370
08/28/03

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Stefan SCHERER, Alexei KALININ and Victor SNIECKUS

For (title): Process For Preparing Bisallylboranes And Nonaromatic Boronic Acids

1. Type of Application

This transmittal is for a divisional application under 37 CFR Section 1.53(b).

2. Benefit of Prior U.S. Application (35 U.S.C. Sections 119(e), 120, or 121)

The new application being transmitted claims the benefit of prior U.S. application SN 10/236,749 which was filed on September 6, 2002.

3. Papers Enclosed

CERTIFICATION UNDER 37 CFR 1.10

Express Mail Label Number EU883064198US

Date of Mailing: August 28, 2003

I hereby certify that on the date indicated above, this new U.S. patent application and the papers indicated as enclosed therein, is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" addressed to: Commissioner for Patents, Mail Stop Patent Application, P. O. Box 1450, Alexandria, VA 22313-1450, in accordance with 37 CFR 1.10.

Signature of Person Mailing the Application

Vicki L. Sgro

Typed Name of Person Mailing the Application

** Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.*

New Application Transmittal--page 1 of 11

A. Required for filing date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design)
Application

17 Pages of Specification
4 Pages of Claims
0 Sheet of Drawing--Formal

B. Other Papers Enclosed

2 Pages of declaration and power of attorney
1 Page of abstract
2 Pages of Preliminary Amendment
1 Page Certification Under 37 CFR 1.10

4. Declaration or Oath

Copy of the executed Declaration filed in SN: 10/236,749 is enclosed.

5. Inventorship Statement

The inventorship for all the claims in this application is the same.

6. Language

English

7. Assignment

The parent application is assigned to Clariant GmbH and is being submitted to the USPTO concurrently by facsimile today. Also, recordation regarding the present divisional application is being submitted herewith on August 28, 2003, along with an Assignment Recordation Transmittal.

8. Fee Calculation (37 C.F.R. Section 1.16)
Regular Application

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 CFR 1.16(a) \$750.00
Total Claims (37 CFR 1.16(c))	07	- 20 =	0 x	\$18.00	\$00.00
Independent Claims (37 CFR 1.16(b))	2	- 3 =	0 x	\$84.00	\$0.00
Multiple Dependent Claim(s), if any (37 CFR 1.16(d))			+	\$280.00	\$0.00

Filing Fee Calculation	\$750.00
Fee for filing Recordation of Assignment	\$ 40.00
9. Fee Payment Being Made at This Time	
Enclosed	
Filing Fee	\$790.00
Total Fees Enclosed	\$790.00

10. Method of Payment of Fees

Charge Account No. 03-2060 in the amount of \$790.00.
A duplicate of this transmittal is attached.

11. Authorization to Charge Additional Fees

The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 03-2060.

37 C.F.R. Section 1.16(a), (f) or (g) (filing fees)

12. Instructions as to Overpayment

Credit Account No. 03-2060.

13. Relate Back

Amend the specification by inserting, before the first line, the following sentence:

This application is a Divisional application of copending Application Serial No. 10/236,749 filed on September 6, 2002, the contents of which is hereby incorporated by reference.

14. Relate Back—35 U.S.C. Section 119 Priority Claim for Prior Application

The prior U.S. application, including any prior International Application designating the U.S., identified above in item 13, in turn itself claims foreign priority as follows:

Country: Germany
Application No.: 101 43 979.2
Filed On: 07 September 2001

The certified copy of the priority document has been received and acknowledged on May 28, 2003 in the Official Action.

15. Maintenance of Copendency of Prior Application

A. The Parent application SN 10/236,749 was allowed on May 28, 2003, and the issue fee was paid by facsimile on August 28, 2003.

16. Further Inventorship Statement Where Benefit of Prior Application(s) Claimed

a. This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventors in this application are the same.

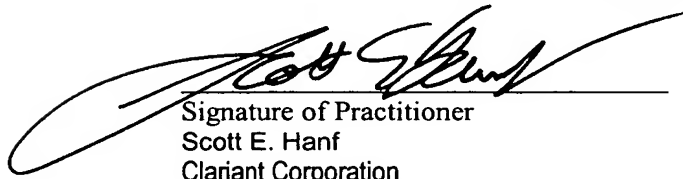
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Date: August 28, 2003

Reg. No.: 38,906

Tel. No.: 704-331-7140

Customer No.: 25,255

A handwritten signature in black ink, appearing to read "Scott E. Hanf", written over a horizontal line.

Signature of Practitioner

Scott E. Hanf

Clariant Corporation

Industrial Property Department

4000 Monroe Road

Charlotte, North Carolina 28205

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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CERTIFICATION UNDER 37 CFR 1.10

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**Inventor(s): Stefan SCHERER
Alexei KALININ
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Vicki L. Sgro